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# CERTIFICATE OF AMENDMENT TO THE BY-LAWS OF OCEAN TWO CONDOMINIUM ASSOCIATION, INC.

THIS CERTIFICATE OF AMENDMENT is executed this  $\frac{12}{100}$  day of September, 2002, by OCEAN TWO CONDOMINIUM ASSOCIATION, INC., a Florida not for profit corporation, (hereinafter referred to as "Association").

#### **RECITALS**

- A. The Association has been established for the operation of Ocean Two, a condominium, in accordance with the Declaration of Condominium and related documents which were recorded June 26, 2001, in Official Records Book 19740, Page 2800, of the Public Records of Miami-Dade County, Florida, (the "Declaration").
- **B.** The By-Laws of the Association are attached to the Declaration as Exhibit "4" and were recorded in Official Records Book 19740 at Page 2893 of the Public Records of Miami-Dade County, Florida, (the "By-Laws").
- **C.** An amendment was proposed to Section 1.1 of Article 1 of the By-Laws entitled "Fiscal Year" in accordance with the provisions of Section 13.2 of Article 13 of the By-Laws at a duly noticed Combined Special Meeting of the Members and the Board of Directors held on the 9<sup>th</sup> day of September, 2002, (the "Meeting"); at which a quorum of Directors was present in person and a quorum of Members were present in person and by limited proxy.
- **D.** The proposed amendment to Section 1.1 of Article 1 of the By-Laws was approved by not less than a majority of the vote of all Members of the Association represented at the Meeting and by not less than 66 2/3% of the entire Board of Directors as required by Section 13.2 of Article 13 of the By-Laws.

**NOW. THEREFORE.** the Association does hereby state the following:

1. The foregoing recitals are true and correct and are incorporated herein by

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reference.

2. The Amendment to Section 1.1 of Article 1 of the By-Laws is attached hereto as Exhibit "A" and shall be binding upon all present and future Members of the Association.

**IN WITNESS WHEREOF**, the undersigned have set their hands and seal this \_\_\_ day of September, 2002.

Print Name:

Print

STATE OF FLORIDA )
COUNTY OF MIAMI-DADE )

The foregoing instrument was acknowledged before me this day of September, 2002, by Joseph Behar as President and David Sostchin as Secretary, respectively of OCEAN TWO CONDOMINIUM ASSOCIATION, INC., a Florida not for profit corporation, on behalf of the corporation. They (who are personally known to me)/(who have produced as identification) and (did)/(did not) take an dath.

Signature of Notary
My Commission Expires:

PREPARED BY: Lisa A. Lerner, Esquire SIEGFRIED, RIVERA, LERNER, DE LA TORRE & SOBEL, P.A. 201 Alhambra Circle, Suite 1102 Coral Gables, FL 33134

Tricia Wright

My Commission CC929779

Expires April 20, 2004

#### **EXHIBIT "A"**

# AMENDMENT TO SECTION 1.1 OF ARTICLE 1 OF THE BY-LAWS OF OCEAN TWO CONDOMINIUM ASSOCIATION, INC.

New language is indicated by <u>underscored type.</u>
Deleted language is indicated by <del>struck through type</del>.

Fiscal year. The fiscal year of the Association shall be the twelve month period commencing October January 1st each year and terminating September 30th of the following year. December 31st, unless the Board of Directors by majority vote elects to change the fiscal year from time to time.

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OF DADE COUNTY, FLORIDA
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# CERTIFICATE OF AMENDMENT TO THE ARTICLES OF INCORPORATION OCEAN TWO CONDOMINIUM ASSOCIATION, INC.

THIS CERTIFICATE OF AMENDMENT is executed this day of October, 2002, by OCEAN TWO CONDOMINIUM ASSOCIATION, INC., a Florida not for profit corporation, (hereinafter referred to as "Association").

#### RECITALS

- **A.** The Association has been established for the operation of Ocean Two , a condominium, in accordance with the Declaration of Condominium and related documents which were recorded June 26, 2001, in Official Records Book 19740, Page 2800, of the Public Records of Miami-Dade County, Florida, (the "Declaration").
- **B.** The Association's Articles of incorporation are attached to the Declaration as Exhibit "5" and were recorded in Official Records Book 19740 at Page 2915 of the Public Records of Miami-Dade County, Florida, (the "Articles").
- **C.** An amendment was proposed to Section 10.1 of Article 10 of the Articles in accordance with the provisions of Article 13 of the Articles at a duly noticed Combined Special Meeting of the Members and the Board of Directors held on the 9<sup>th</sup> day of September, 2002, (the "Meeting"); at which a quorum of Directors was present in person and a quorum of Members were present in person and by limited proxy.
- **D.** The proposed amendment to Article 14 of the Articles was approved by not less than a majority of the votes of all Members of the Association represented at the Meeting as required by Section 13.3 of Article 13 of the Articles.

NOW, THEREFORE, the Association does hereby state the following:

1. The foregoing recitals are true and correct and are incorporated herein by reference.

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2. The duly adopted Amendment to Section 10.1 of Article 10 of the Articles was filed by the Florida Secretary of State's office on October 1, 2002 and a copy of said Articles of Amendment are attached hereto and incorporated herein as Exhibit "A".

in witness whereof, the undersigned have set their hands and seal this day of October , 2002.

Print Name: Mark Curvy

Print Name: Mark Curvy

Print Name: Mark Curvy

Print Name: Mark Curvy

The foregoing instrument was acknowledged before me this day of October, 2002,

The foregoing instrument was acknowledged before me this day of October, 2002, by Joseph Behar as President and David Sostchin as Secretary, respectively of **OCEAN TWO CONDOMINIUM ASSOCIATION, INC.**, a Florida not for profit corporation, on behalf of the corporation. They (who are personally known to me)/(who have produced \_\_\_\_\_\_\_ as identification) and (did)/(did not) take an dath.

Signature of Wotary My Commission Expires:

PREPARED BY: Lisa A. Lerner, Esquire SIEGFRIED, RIVERA, LERNER, DE LA TORRE & SOBEL, P.A. 201 Alhambra Circle, Suite 1102 Coral Gables, FL 33134



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Bepartment of State

I certify the attached is a true and correct copy of the Articles of Amendment, filed on October 1, 2002, to Articles of Incorporation for OCEAN TWO CONDOMINIUM ASSOCIATION, INC., a Florida corporation, as shown by the records of this office.

The document number of this corporation is N01000003321.

Given under my hand and the Great Seal of the State of Florida at Tallahassee, the Capitol, this the Third day of October, 2002

THE ST. ORUM

CR2EO22 (7-02)

EXHIBITA Jim Smith Secretary of State

#### **ARTICLES OF AMENDMENT**

- 1. The Articles of Incorporation of Ocean Two Condominium Association, Inc., a Florida corporation not-for-profit (the "Association"), created pursuant to Chapter 617, Florida Statutes were filed on May 11, 2001.
- 2. Pursuant to the provisions of Section 617.1006, Florida Statutes, the Association adopts the following Articles of Amendment to its Articles of Incorporation.
- 3. Section 10.1 of Article 10 of the Articles of Incorporation is hereby amended as follows:

New Language is indicated by <u>underscored</u> type. Deleted language is indicated by <del>struck through</del> type.

10.1 Number and Qualifications. The property, business and affairs of the Association shall be managed by a board consisting of the number of directors determined in the manner provided by the By-Laws, but which shall consist of not less than three (3) directors. Directors need not shall be members of the Association.

All other sections of Article 10 remain unchanged.

4. Pursuant to Chapter 617, Florida Statutes, this amendment was approved by a majority of the members of the Association present in person or by proxy at a duly noticed special meeting of the Association held on the 9<sup>th</sup> day of September, 2002 at which a quorum of members were present in person or by proxy. The number of votes cast by the members was sufficient for approval of the amendment.

IN WITNESS WHEREOF, the undersigned President and Secretary of this corporation have executed these Articles of Amendment this  $\cancel{A}$  day of September, 2002.

OCEAN TWO CONDOMINIUM ASSOCIATION, INC.

BY: Joseph Behar, President

David Sostchin, Secretary

RECORDED IN COMPANION RECORDANCE OF DADE COUNTY, PLORIDA,
RECORD VERIFIED
HARVEY RUVIN
CLERK CIRCUIT COUNTY

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